

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Franco Sciacca
Serial No.: 10/580,349
International
Filing Date: November 23, 2004
International
Application No.: PCT/IT04/000645
Docket: 40378

LETTER

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated January 22, 2007, (copy enclosed) applicant encloses herewith the required Declaration and Power of Attorney. A check in the amount of \$130 is enclosed to cover the late filing fee surcharge.

Applicant hereby petitions and requests for an extension of time, if any is needed, in order to make this filing timely.

If there are any extension fees or other fees required by this communication, please charge any such fees to our Deposit Account No. 16-0820, Order No. 40378.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

John P. Murtaugh

03/14/2007 MKAYPAGH 00000036 10580349

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130.00 DP

Name of Attorney for Applicant

March 8, 2007 *John P. Murtaugh*
Date Signature of Attorney

The U.S. Patent Office is hereby authorized to charge any additional fees which may be required and to credit any overpayments, during the entire pendency of the above-referenced patent application, to our Deposit Account No. 16-0820, Order No. 40378.

Respectfully submitted,

PEARNE & GORDON LLP

By 
John P. Murtaugh, Reg. No. 34226

1801 East 9th Street, Suite 1200
Cleveland, Ohio 44114-3108
(216) 579-1700
Date: 3-8-07



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/580,349	Franco Sciacca	40378

INTERNATIONAL APPLICATION NO.

PCT/IT04/00645

I.A. FILING DATE	PRIORITY DATE
11/23/2004	11/25/2003

116
 PEARNE & GORDON LLP
 1801 EAST 9TH STREET
 SUITE 1200
 CLEVELAND, OH 44114-3108

CONFIRMATION NO. 1735

371 FORMALITIES LETTER



OC000000022090079

Date Mailed: 01/22/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- o Copy of the International Application filed on 05/23/2006
- o Copy of the International Search Report filed on 05/23/2006
- o Copy of IPE Report filed on 05/23/2006
- o Preliminary Amendments filed on 05/23/2006
- o Information Disclosure Statements filed on 05/23/2006
- o Request for Immediate Examination filed on 05/23/2006
- o U.S. Basic National Fees filed on 05/23/2006
- o Priority Documents filed on 05/23/2006
- o Specification filed on 05/23/2006
- o Claims filed on 05/23/2006
- o Abstracts filed on 05/23/2006
- o Drawings filed on 05/23/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- o Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- o To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- o **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

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10/580,349	PCT/IT04/00645	40378